



Attorney's Docket No.: 08457-002005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Harris, et al. Art Unit : 1614
Serial No. : 10/717,217 Examiner : Unknown
Filed : November 18, 2003
Title : METHODS AND COMPOSITIONS FOR INCREASING THE ANAEROBIC WORKING CAPACITY IN TISSUES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT RE POWER OF ATTORNEY

Under 37 CFR 1.32(c)(3), please associate the following Patent Practitioners as attorney of record in the above-identified application.

Scott C. Harris, Reg. No. 32,030	Linda G. Gunderson, Reg. No. 46,341
David L. Feigenbaum, Reg. No. 30,378	Kenyon Jenckes, Reg. No. 41,873
Bing Ai, Reg. No. 43,312	William Hunter, Reg. No. 47,671
John C. Philips, Reg. No. 35,322	Dwight Thompson, Reg. No. 53,688
Joseph R. Baker, Reg. No. 40,900	John Hayden, Reg. No. 37,640

A signed Power of Attorney for the above-identified application is attached.

Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 7/8/04



Joseph R. Baker, Jr.
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

July 8, 2004

Date of Deposit

Signature

Teri Barnett

Typed or Printed Name of Person Signing Certificate



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COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **METHODS AND COMPOSITIONS FOR INCREASING THE ANAEROBIC WORKING CAPACITY IN TISSUES**, the specification of which:

- is attached hereto.
 was filed on November 18, 2003 as Application Serial No. 10/717,217 and was amended on _____
 was described and claimed in PCT International Application No. _____ filed on _____ and as amended under PCT Article 19 on _____.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim the benefit under Title 35, United States Code, §119(e)(1) of any United States provisional application(s) listed below:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
60/462,238	April 10, 2003	Pending

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information I know to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

<u>U.S. Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
10/209,169	July 30, 2002	Issued
09/757,782	January 9, 2001	Issued
09/318,530	May 25, 1999	Issued
08/909,513	August 12, 1997	Issued

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

<u>Country</u>	<u>Application No.</u>	<u>Filing Date</u>	<u>Priority Claimed</u>
United Kingdom	9621914.2	October 21, 1996	[x] Yes [] No
United Kingdom	9616910.7	August 12, 1996	[x] Yes [] No



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Combined Declaration and Power of Attorney
Page 2 of 2 Pages

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

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Direct all telephone calls to JOSEPH R. BAKER, JR. at telephone number (858) 678-5070.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

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Date: 16 July 2004

Full Name of Inventor: MARK DUNNETT

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Date: _____



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Full Name of Inventor: ROGER HARRIS

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Full Name of Inventor: MARK DUNNETT

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